

MEETINGS TO DATE 10  
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LANCASTER, NEW YORK  
APRIL 19, 1976

A Regular Meeting of the Town Board of the Town of Lancaster,  
Erle County, New York, was held at the Town Hall at Lancaster, New York  
on the 19th day of April, 1976 at 8:00 P.M. and there were

PRESENT:

STANLEY JAY KEYSA, SUPERVISOR  
JOSEPH R. BARNHARDT, COUNCILMAN  
EDWARD A. BERENT, COUNCILMAN  
PETER J. BOLENDER, COUNCILMAN  
ARTEL J. METZ, COUNCILMAN

ABSENT:

NONE

ALSO PRESENT:

ROBERT P. THILL, TOWN CLERK  
DOMINIC J. TERRANOVA, TOWN ATTORNEY  
EDWARD J. FERON, JR., TOWN ENGINEER  
JOHN F. LUME, HIGHWAY SUPERINTENDENT  
VICTOR H. OTT, POLICE CHIEF

BID OPENING SCHEDULED FOR 8:00 P.M.:

At 8:00 P.M. the Town Board considered sealed proposals for furnishing to the Town of Lancaster one (1) new hydraulic excavator with telescoping boom, complete with truck carrier.

ON MOTION BY COUNCILMAN BOLENDER, AND SECONDED BY COUNCILMAN METZ AND CARRIED, by unanimous roll call vote, the time for receiving the aforesaid proposals was closed at 8:01 P.M.

Affidavits of Publication and Posting of a Notice to Bidders were presented and ordered placed on file.

The following proposals were received:

<u>BIDDER</u>	<u>BID</u>
1. Dow & Company, Inc. 1820 Elmwood Avenue Buffalo, New York 14207	\$ 67,954.00
2. L. B. Smith, Inc. 2260 Sheridan Drive Buffalo, New York 14223	\$ 73,810.00
3. Case Power and Equipment 701 Ensminger Road Tonawanda, New York 14150	\$ 59,995.00

The Supervisor directed that the aforesaid proposals were ordered turned over to the Highway Superintendent for examination, tabulation, and recommendation.

PUBLIC HEARINGS:

NONE

OFFICIAL REPORTS:

The Town Clerk reported that the following departments of the Town of Lancaster have filed with him their Monthly Reports as follows:

<u>DEPARTMENT</u>	<u>MONTH OR MONTHS OF</u>
Building Inspector	March, 1976

COMMITTEE REPORTS:

Councilman Metz for the Tree Planting Committee reported that Schichtel's Nursery has tendered an offer to donate an attractive, 4 inch diameter, balled tree to the Town of Lancaster to be planted by the nursery at a location to be chosen by the Town.

Councilman Berent for the Investigating Committee reported that there are only several small items to be done or corrected at the Lancaster Town Center before final payment is authorized to the contractor.

THE FOLLOWING RESOLUTION WAS OFFERED  
BY COUNCILMAN BARNHARDT , WHO MOVED  
ITS ADOPTION, SECONDED BY COUNCILMAN  
BERENT , TO WIT:

RESOLVED, that the minutes of the Regular Meeting of the Town  
Board held on April 5, 1976, as presented by the Town Clerk, be and hereby  
are approved.

The question of the adoption of the foregoing resolution was duly  
put to a vote on roll call, which resulted as follows:

COUNCILMAN BARNHARDT VOTED YES-

COUNCILMAN BERENT VOTED YES

COUNCILMAN BOLENDER VOTED YES

SUPERVISOR KEYSA VOTED YES

COUNCILMAN METZ VOTED YES

~~duly~~  
The resolution was thereupon unanimously adopted.

April 19, 1976

THE FOLLOWING RESOLUTION WAS OFFERED  
BY COUNCILMAN METZ , , WHO MOVED  
ITS ADOPTION, SECONDED BY COUNCILMAN  
BOLENDER , TO WIT:

WHEREAS, Otis Elevator Company, 1175 Military Road, Buffalo, New York, has submitted a proposed contract for maintenance of the elevator at the new Lancaster Public Library, which proposed contract is on file with the Town Clerk, at a monthly charge of \$88.10 for the balance of 1976, and

WHEREAS, the Library Board of the Town of Lancaster and the Library Committee of the Town Board deem it in the public interest that such contract be entered into,

NOW, THEREFORE, BE IT

RESOLVED, that the Supervisor be and hereby is authorized and directed to execute said contract for elevator maintenance at the new Lancaster Public Library, in accordance with the terms of said contract.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCILMAN BARNHARDT	VOTED YES
COUNCILMAN BERENT	VOTED YES
COUNCILMAN BOLENDER	VOTED YES
SUPERVISOR KEYSA	VOTED YES
COUNCILMAN METZ	VOTED YES

~~xxxxxx~~  
The resolution was thereupon unanimously adopted.

April 19, 1976

THE FOLLOWING RESOLUTION WAS OFFERED  
BY COUNCILMAN BARNHARDT, WHO MOVED  
ITS ADOPTION, SECONDED BY COUNCILMAN  
BERENT , TO WIT:

WHEREAS, the Town of Lancaster Youth Bureau and Narcotics Guidance Council, by letter of April 9, 1976, has requested authorization for certain of their members to attend a workshop to be held in Buffalo on May 5, 1976, and

WHEREAS, it is deemed in the public interest that such authorization be granted,

NOW, THEREFORE, BE IT

RESOLVED, that Anthony D'Amore, Rev. John Whiteford, David Trainer, Diane Kraemer and Mary Lucariello be and hereby are authorized to attend the aforesaid workshop with reimbursement for actual and necessary expenses not to exceed \$34.00 for all members attending.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCILMAN BARNHARDT	VOTED YES
COUNCILMAN BERENT	VOTED YES
COUNCILMAN BOLENDER	VOTED YES
SUPERVISOR KEYSA	VOTED YES
COUNCILMAN METZ	VOTED YES

~~duly~~  
The resolution was thereupon unanimously adopted.

April 19, 1976

THE FOLLOWING RESOLUTION WAS OFFERED  
BY COUNCILMAN BARNHARDT, WHO MOVED  
ITS ADOPTION, SECONDED BY COUNCILMAN  
BERENT, TO WIT:

WHEREAS, the Lighting Committee of the Town Board of the Town of Lancaster has requested, and the New York State Electric & Gas Corporation has submitted, a proposal for improvement of street lighting on Evergreen Court, Ellie Court and Pauline Court within Consolidated Lighting District No. 1 of the Town of Lancaster, and

WHEREAS, the Lighting Committee of the Town Board, after investigation, review and consideration, has recommended the said installation and removals as contained in said proposal,

NOW, THEREFORE, BE IT

RESOLVED, that the New York State Electric & Gas Corporation be and hereby is authorized to make the following installations within Consolidated Lighting District No. 1 of the Town of Lancaster:

Evergreen Court  
Ellie Court  
Pauline Court

Install 11 - 7000 lumen post top mercury luminaires  
Install 11 - 12-ft. embedded aluminum poles  
Install underground cable required to supply luminaires

\$ 3300.00

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCILMAN BARNHARDT	VOTED YES
COUNCILMAN BERENT	VOTED YES
COUNCILMAN BOLENDER	VOTED YES
SUPERVISOR KEYSA	VOTED YES
COUNCILMAN METZ	VOTED YES

~~xxx~~  
The resolution was thereupon unanimously adopted.

April 19, 1976

THE FOLLOWING RESOLUTION WAS OFFERED  
BY COUNCILMAN METZ , WHO MOVED  
ITS ADOPTION, SECONDED BY COUNCILMAN  
BOLENDER , TO WIT:

WHEREAS, the Town of Lancaster Ambulance Board has recommended the  
appointment of certain individuals to the Town of Lancaster Volunteer  
Ambulance Corps,

NOW, THEREFORE, BE IT

RESOLVED, that the following individuals be and hereby are appointed  
to the Town of Lancaster Volunteer Ambulance Corps of the Town of Lancaster,  
effective April 20, 1976, at an annual salary of \$1.00:

Ron Zak  
Debby Murphy  
Don Dickenson  
Anthony Sibilio  
Bob Lewandowski

and

BE IT FURTHER

RESOLVED, that the Town Clerk be and hereby is authorized and  
directed to take whatever action necessary with the United States Fidelity  
and Guaranty Company to provide Workmen's Compensation Insurance to cover  
the foregoing members of the Town of Lancaster Volunteer Ambulance Corps.

The question of the adoption of the foregoing resolution was duly  
put to a vote on roll call, which resulted as follows:

COUNCILMAN BARNHARDT	VOTED YES
COUNCILMAN BERENT	VOTED YES
COUNCILMAN BOLENDER	VOTED YES
SUPERVISOR KEYS	VOTED YES
COUNCILMAN METZ	VOTED YES

~~xxx~~  
The resolution was thereupon unanimously adopted.

April 19, 1976



THE FOLLOWING RESOLUTION WAS OFFERED  
BY COUNCILMAN BOLENDER , WHO MOVED  
ITS ADOPTION, SECONDED BY COUNCILMAN  
METZ , TO WIT:

WHEREAS, the Town of Lancaster has duly recognized the Lancaster Highway Civil Service Employees Association as the bargaining agent for the members of the Highway Department of the Town of Lancaster, and

WHEREAS, in furtherance of said recognition, the Town Board of the Town of Lancaster has duly bargained with the bargaining committee of the Lancaster Highway Civil Service Employees Association,

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board of the Town of Lancaster hereby authorizes and directs the Supervisor to execute the agreement by and between the Town of Lancaster and the Lancaster Highway Civil Service Employees Association, which agreement covers the years 1976, 1977 and 1978 and shall expire December 31, 1978, and covers, as well as other matters pertaining thereto, the schedule of salaries for the Highway Department for the said years 1976, 1977 and 1978, and

BE IT FURTHER

RESOLVED, that upon execution of the agreement by the President of the Lancaster Highway Civil Service Employees Association, one executed copy be furnished to said group and one executed copy be filed as a permanent record of the Town of Lancaster.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCILMAN BARNHARDT	VOTED	YES
COUNCILMAN BERENT	VOTED	YES
COUNCILMAN BOLENDER	VOTED	YES
SUPERVISOR KEYSA	VOTED	YES
COUNCILMAN METZ	VOTED	YES

~~xxx~~  
The resolution was thereupon unanimously adopted.

April 19, 1976

THE FOLLOWING RESOLUTION WAS OFFERED  
BY COUNCILMAN BOLENDER , WHO MOVED  
ITS ADOPTION, SECONDED BY COUNCILMAN  
METZ , TO WIT:

RESOLVED, that the resolution of the Town Board of the Town of Lancaster adopted on January 1, 1976, setting forth the Schedule of Salaries for the Highway Department employees for the year 1976, be and hereby is rescinded, and

BE IT FURTHER

RESOLVED, that the Town Superintendent of Highways be and hereby is authorized to pay the following scale of wages for the year 1976, effective January 1, 1976:

Deputy Superintendent of Highways	\$ 6.18 per hour
Foreman	5.82 " "
Heavy Equipment Operator	5.65 " "
Driver-Light Equipment Operator	5.37 " "
Laborer - 1st Grade	4.89 " "
Laborer - 2nd Grade	4.16 " "
Laborer - Part Time	2.86 " "

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCILMAN BARNHARDT VOTED YES

COUNCILMAN BERENT VOTED YES

COUNCILMAN BOLENDER VOTED YES

SUPERVISOR KEYSA VOTED YES

COUNCILMAN METZ VOTED YES

~~duly~~

The resolution was thereupon unanimously adopted.

April 19, 1976

THE FOLLOWING RESOLUTION WAS OFFERED  
BY COUNCILMAN METZ, WHO MOVED  
ITS ADOPTION, SECONDED BY COUNCILMAN  
BOLENDER, TO WIT:

WHEREAS, the Bowmansville Volunteer Fire Association, Inc.,  
by letter dated April 12, 1976 has requested confirmation of two (2)  
new members duly elected to the Membership of the Bowmansville  
Volunteer Fire Association, Inc.

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board of the Town of Lancaster  
hereby confirms the membership of the following individuals in the  
Bowmansville Volunteer Fire Association, Inc.:

Confirmations

Mr. Michael Demler  
5210 Genesee Street  
Bowmansville, NY 14026

Mr. Robert Muehlbauer  
196 Pleasantview Drive  
Lancaster, NY 14086

The question of the adoption of the foregoing resolution was  
duly put to vote on roll call, which resulted as follows:

COUNCILMAN BARNHARDT	VOTED YES
COUNCILMAN BERENT	VOTED YES
COUNCILMAN BOLENDER	VOTED YES
SUPERVISOR KEYSA	VOTED YES
COUNCILMAN METZ	VOTED YES

~~dmx~~  
The resolution was thereupon unanimously adopted.

April 19, 1976

THE FOLLOWING RESOLUTION WAS OFFERED  
BY COUNCILMAN BARNHARDT, WHO MOVED  
ITS ADOPTION, SECONDED BY COUNCILMAN  
BERENT , TO WIT:

WHEREAS, it has become necessary to create two positions of Program Coordinator and one position of Program Coordinator, Part-Time, in the Town of Lancaster Youth Bureau,

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board of the Town of Lancaster hereby creates two positions of Program Coordinator and one position of Program Coordinator, Part-Time, in the Town of Lancaster Youth Bureau, and

BE IT FURTHER

RESOLVED, that the Supervisor of the Town of Lancaster be and hereby is authorized to complete and execute Section 8 of Form P0-17 (New Position Duties Statement) from the Erie County Department of Personnel, indicating that the aforesaid positions in the Town of Lancaster Youth Bureau have been created.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCILMAN BARNHARDT	VOTED	YES
COUNCILMAN BERENT	VOTED	YES
COUNCILMAN BOLENDER	VOTED	YES
SUPERVISOR KEYSA	VOTED	YES
COUNCILMAN METZ	VOTED	YES

~~xxly~~  
The resolution was thereupon unanimously adopted.

April 19, 1976

THE FOLLOWING RESOLUTION WAS OFFERED  
BY COUNCILMAN BOLENDER , WHO MOVED  
ITS ADOPTION, SECONDED BY COUNCILMAN  
METZ , TO WIT:

WHEREAS, the Town of Lancaster, on April 13, 1976, sold \$3,360,380  
of Bond Anticipation Notes, to be dated April 23, 1976 and due April 22, 1977,  
and

WHEREAS, it is necessary that the Supervisor and Town Clerk be  
in New York City to finalize the sale of said Bond Anticipation Notes,

NOW, THEREFORE, BE IT

RESOLVED, that Stanley Jay Keysa, Supervisor, and Robert P. Thill,  
Town Clerk, be and hereby are authorized to attend the sale of the aforesaid  
Bond Anticipation Notes in New York City on April 23, 1976, with reimbursement  
for actual and necessary expenses.

The question of the adoption of the foregoing resolution was duly  
put to a vote on roll call, which resulted as follows:

COUNCILMAN BARNHARDT	VOTED YES
COUNCILMAN BERENT	VOTED YES
COUNCILMAN BOLENDER	VOTED YES
SUPERVISOR KEYSA	VOTED YES
COUNCILMAN METZ	VOTED YES

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The resolution was thereupon unanimously adopted.

April 19, 1976

THE FOLLOWING RESOLUTION WAS OFFERED  
BY COUNCILMAN BARNHARDT , WHO MOVED  
ITS ADOPTION, SECONDED BY COUNCILMAN  
METZ , TO WIT:

WHEREAS, by resolution of April 19, 1976, the Town Board of the  
Town of Lancaster created two positions of Program Coordinator and one position  
of Program Coordinator, Part-Time, in the Town of Lancaster Youth Bureau,

NOW, THEREFORE, BE IT

RESOLVED, that Diane Kraemer and David Trainer be and hereby are  
appointed Program Coordinators at an annual salary of \$8032.50 each, and that  
Anthony D'Amore be and hereby is appointed Program Coordinator, Part-time,  
at an annual salary of \$2500.00, effective April 20, 1976.

The question of the adoption of the foregoing resolution was duly  
put to a vote on roll call, which resulted as follows:

COUNCILMAN BARNHARDT VOTED YES

COUNCILMAN BERENT VOTED YES

COUNCILMAN BOLENDER VOTED YES

SUPERVISOR KEYSA VOTED YES

COUNCILMAN METZ VOTED YES

~~and~~

The resolution was thereupon unanimously adopted.

April 19, 1976

THE FOLLOWING RESOLUTION WAS OFFERED  
BY COUNCILMAN BOLENDER , WHO MOVED  
ITS ADOPTION, SECONDED BY COUNCILMAN  
METZ , TO WIT:

RESOLVED, that the following Audited Claims be and are hereby  
ordered paid from their respective accounts:

<u>ACCOUNT</u>	<u>ORDER NUMBER</u>	<u>TOTAL AMOUNT</u>
General Funds	No. 3463 to 3608 Incl.	\$ 47,275.40
Special District Funds	No. 126 to 127 Incl.	\$ 5,016.67
Part Town Funds	No. 297 to 301 Incl.	\$ 284.03
Highway Funds	No. 816 to 829 Incl.	\$ 9,324.13
Trust & Agency Funds	No. 110 to 114 Incl.	\$ 1,979.32
Federal Revenue Sharing	No. 231 to 243 Incl.	\$ 29,903.30
Capital Fund	No. 215 to 215 Incl.	\$ 1,799.40

The question of the adoption of the foregoing resolution was  
duly put to a vote on roll call, which resulted as follows:

COUNCILMAN BARNHARDT VOTED YES

COUNCILMAN BERENT VOTED YES

COUNCILMAN BOLENDER VOTED YES

SUPERVISOR KEYSA VOTED YES

COUNCILMAN METZ VOTED YES

~~duby~~  
The resolution was thereupon unanimously adopted.

April 19, 1976

THE FOLLOWING RESOLUTION WAS OFFERED  
BY COUNCILMAN METZ , WHO MOVED  
ITS ADOPTION, SECONDED BY COUNCILMAN  
BOLENDER , TO WIT:

RESOLVED, that the following Building Permit Applications be  
and are hereby approved and the issuance of Building Permits be and are  
hereby authorized:

<u>No.</u>	<u>Name</u>	<u>Address</u>	<u>Structure</u>
23	Metroplex Homes	5571 William	ER. FR. BRK. VEN. SIN. DWLG. PVT. GARAGE
24	James Vollertsen	57 Gunville	EXT. FR. OFFICE BLDG. AND REPLACE NOVELTY STAND
25	Walter Gmerek	76 Hess	REBUILD FR. PORCH

The question of the adoption of the foregoing resolution was  
duly put to a vote on roll call, which resulted as follows:

COUNCILMAN BARNHARDT VOTED YES

COUNCILMAN BERENT VOTED YES

COUNCILMAN BOLENDER VOTED YES

SUPERVISOR KEYSA VOTED YES

COUNCILMAN METZ VOTED YES

~~duxx~~  
The resolution was thereupon unanimously adopted.

April 19, 1976



STATUS REPORT ON UNFINISHED BUSINESS:1. Walden Pond Park - Federal Assistance Application

On January 30, 1976, Congressman Kemp wrote the State Park Commission and requested a favorable review and prompt approval of the Town's Walden Pond Park Application.

2. Town Line Speed Reduction

On April 5, 1976, the New York State Dept. of Transportation issued an order establishing a 45 m.p.h. linear speed zone on Town Line Road from Broadway north to Kieffer Road.

The Town Clerk was directed to remove this item from future agenda's of the Town Board.

3. Rezone Petition, Angelo and Fanny Arcadi

On January 19, 1976, the petition was presented to the Town Board and referred to the Planning Board for report and recommendation. The Planning Board is awaiting further data to be supplied by the petitioner.

PERSONS DESIRING TO ADDRESS TOWN BOARD:

Mr. Thomas Fiordaliso, Jr., 1360 Ransom Road, complained to the Town Board that Wilson Choate of Ransom Road was allowed to erect a fence without a building permit and the Building Inspector would not do anything about it. Mr. Fiordaliso's complaint was referred to the Deputy Town Attorney for investigation.

Mr. Brenneman of 5 Pauline Court thanked the Town Board for actions they recently took authorizing street lights and traffic signs within the Evergreen Hill Subdivision in which he resides.

COMMUNICATIONSDISPOSITION

- |  |                                |
|--|--------------------------------|
| 176. Town Clerk to Town Board -<br>Resume of actions taken in response<br>to directions and resolutions of the<br>Town Board Meeting of 4/5/76.  | R & F                          |
| 177. Secretary, Ambulance Board to Town Board -<br>Notification that LVAC purchased Life<br>and Disability Insurance on members.<br>Also, requests approval of five new<br>members.  | R & F<br>Police & Safety Comm. |
| 178. Town Clerk to Herbert Moessinger -<br>Transmittal Order of N.Y.S. Dept. of<br>Transportation establishing a 45 m.p.h.<br>linear speed zone on Town Line Road from<br>Broadway north to Kieffer Road.  | R & F                          |
| 179. Town Clerk, Cheektowaga to Town Clerk -<br>Transmittal of registered copy of a<br>published Legal Notice calling a Public<br>Hearing on 4/19/76 with regards to a<br>Zoning Amendment.  | R & F                          |
| 180. Copy of letter from County Executive to<br>Board of Mgrs., ECSD #4 concurring that<br>if both the Towns of Alden and Lancaster ask<br>the County to extend ECSD #4 into the Town<br>of Alden, with resulting sewage service, the<br>Village of Alden may decide to join in. | R & F                          |
| 181. Supervisor to Town Board -<br>Notification of investments of \$200,000.<br>with dollar earnings of \$1,166.67.  | R & F                          |
| 182. Copy of letter from Town Clerk to Div. Eng.,<br>ConRail requesting immediate investigation<br>of the crossing of ConRail with Pavement<br>Road.   | R & F                          |
| 183. Copy of the March, 1976 Report of the<br>Building Inspector.  | R & F                          |
| 184. Town Clerk to Town Board -<br>Request authorization for Town Clerk<br>and Deputy Town Clerk to attend Conference<br>on Vital Statistics.  | R & F                          |
| 185. Executive Dir., Youth Bureau to Supervisor -<br>Request authorization for Anthony D'Amore,<br>Rev. Whiteford, Diane Kraemer, David<br>Trainer and Mary Lucariello to attend a<br>Psychiatric Clinic Luncheon and Workshop<br>on 5/5/76.                                     | R & F                          |
| 186. Bowmansville Vol. Fire Ass'n, to Town Board -<br>Request confirmation of two (2) new<br>members.  | R & F                          |
| 187. Police Chief to Town Board -<br>Notification that patrol car damaged<br>3/24/76 has been repaired and insurance<br>check for same sent to Supervisor.   | R & F                          |

COMMUNICATIONS

DISPOSITION

188. Police Chief to Town Board -  
Transmittal of copy of letter from L. J. Rayhart claiming the Town must adhere to standards of painting and lighting radio antenna tower with recommendation that separate study be made by the F.A.A.
189. Police Chief to Town Board -  
Notification that N.Y. Telephone Co. has done nothing to reinstate the "911" service to residents in the southwestern section of the Township and urges the Board to refer the situation to the State Public Service Commission.
190. Trautman Ass. to Supervisor -  
Request that all but \$1,000. be released for the new center and that replacement of the brick paver in the entryway is being reviewed.
191. Highway Superintendent to Town Board -  
Notification that annual rubbish pickup will be held during the weeks of 5/3/76 and 5/10/76.
192. Erie & Niagara Reg. Planning Board to Town Clerk -  
Transmittal of copy of the Board's Water Quality Management Study.

R & F

Attorney

R & F

Supervisor

R & F

R & F

ADJOURNMENT:

ON MOTION BY COUNCILMAN BERENT, AND SECONDED BY THE ENTIRE TOWN BOARD AND CARRIED, the meeting was adjourned at 8:50 P.M. out of respect to:

Rudolph S. Tichy, Jr.

Signed

Robert P. Thill  
Robert P. Thill, Town Clerk